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PILLSBURY CENTER SOUTH
220 SOUTH SIXTH STREET
MINNEAPOLIS, MINNESOTA 55402-1498
TELEPHONE: (612) 340-2600
FAX: (612) 340-2868
www.dorseylaw.com

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DATE: July 24, 2001 TOTAL # OF PAGES (including this cover sheet): 10
TO: PCT Legal Administration Services FAX # 703-308-6459
FIRM NAME: U.S. Patent and Trademark Office TELEPHONE #: 703-308-0954

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FROM: David E. Bruhn FAX #: (612) 340-2868 24 JUL 2001
TELEPHONE #: (612) 340-6317 EMAIL: bruhn.david@dorseylaw.com Legal Staff
COMMENTS: international Division

Re: Patent Application Serial No. 09/673,406, filed October 17, 2000

Attached is a Transmittal Letter, Petition for Withdrawal of Abandonment, docket reports, Declaration and copy of Notice of missing Requirements for filing in the above application.

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Originator's Signature

Original will be sent via: ☐ Mail ☐ Messenger ☐ Air Courier ☒ Will not be sent

PLEASE CONTACT SANDRA L. KENNEDY AT (612) 340-2626 IF THIS TRANSMISSION IS INCOMPLETE OR CANNOT BE READ.

Docket: 6338.02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:	Leonard S. Schultz	
Appln. No.:	09/673,406	
Filed:	October 17, 2000	
Title:	Evacuator	

TRANSMITTAL LETTER

PCT Legal Administration Services
Washington D.C. 20231

I hereby certify that this document is being sent via
facsimile on this 24th day of July, 2001.

Sandra Kennedy
(Name)

Dear Sir:

Enclosed for filing in the above application are the following:

1. Petition for Withdrawal of Abandonment;
2. Copy of docket reports;
3. Declaration for Utility Patent Application; and
4. Copy of Notice of Missing Requirements.

Respectfully submitted,

DORSEY & WHITNEY LLP

Date: July 24, 2001

By:

David E. Bruhn

David E. Bruhn (Reg. No. 36,762)
DORSEY & WHITNEY LLP
Pillsbury Center South
220 South Sixth Street
Minneapolis, MN 55402
(612) 340-6317

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UNITED STATES DEPARTMENT OF COMMERCE
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U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/873406	SCHULTZ	6338.02 DEB
INTERNATIONAL APPLICATION NO.		
PCT/US99/08207		
I.A. FILING DATE	PRIORITY DATE	
15 APR 99	17 APR 98	
DATE MAILED: 11 OCT 2001		

DAVID E BRUHN
DORSEY & WHITNEY
PILLSBURY CENTER SOUTH
220 SOUTH SIXTH STREET
MINNEAPOLIS, MN 55402 1498

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):
☒ U.S. Basic National Fee.
☒ Copy of the international application in:
☐ a non-English language.
☒ English.
☒ Translation of the international application into English.
☐ Oath or Declaration of inventor(s) for DO/EO/US.
☐ Copy of Article 19 amendments.
☐ Translation of Article 19 amendments into English.
☐ The International Preliminary Examination Report in English and its Annexes, if any.
☐ Translation of Annexes to the International Preliminary Examination Report into English.
☐ Preliminary amendment(s) filed _____ and _____.
☐ Information Disclosure Statement(s) filed _____ and _____.
☐ Assignment document.
☐ Power of Attorney and/or Change of Address.
☐ Substitute specification filed _____.
☐ Verified Statement Claiming Small Entity Status.
☐ Priority Document.
☒ Copy of the International Search Report ☐ and copies of the references cited therein.
☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
☒ c. Oath or declaration of the inventor, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed:

- ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875
 FORM PCT/DO/EO/905 (December 1997)

Paula Kidwell, Paralegal
 Telephone: 703-305-3656

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